

PATENT APPLICATION
IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

In re application of

Docket No: Q86251

Albert GUBELI, et al.

Appln. No.: 10/526,968

Group Art Unit: 3751

Confirmation No.: 7963

Examiner: Tuan N. Nguyen

Filed: March 7, 2005

For: FLUSHING DEVICE COMPRISING A PRESSURIZED CHAMBER AND
EVACUATION FITTING FORSAID FLUSHING DEVICE

RESPONSE TO RESTRICTION AND ELECTION OF SPECIES REQUIREMENTS

Mail Stop Amendment
Commissioner for Patents
P.O. Box 1450
Alexandria, VA 22313-1450

Sir:

This responds to the Restriction and Election of Species Requirement, dated February 20, 2008. In response to the Restriction Requirement, Applicant elects Group I, claims 1-21 for examination. This election is made with traverse.

This responds to the Election of Species Requirement, dated February 20, 2008. The Examiner has identified the application as containing claims directed to more than one distinct species. The Examiner has required the Applicant to elect a single disclosed species for prosecution on the merits to which the claims shall be restricted. The Examiner believes there are no generic claims. Applicant has been advised that a response to this requirement shall include an identification of the species that is elected and a listing of all claims readable thereon.

RESPONSE TO RESTRICTION AND ELECTION
OF SPECIES REQUIREMENT

U.S. Application No. 10/526,968
Attorney Docket No. Q86251

In response to the Examiner's requirement, Applicant elects Species I, Figures 1-3 for examination on which claims 1-13 and 19-21 are readable. Applicant traverses the Examiner's conclusion that no claim is generic. Claim 1 clearly is generic.

Applicant submits that if any of the elected claims is found to be allowable, claims dependent therefrom should similarly be considered allowable in the same application.

Applicant reserves the right to file a Divisional Application directed to non-elected claims 14-18 and 22-25.

The USPTO is directed and authorized to charge all required fees, except for the Issue Fee and the Publication Fee, to Deposit Account No. 19-4880. Please also credit any overpayments to said Deposit Account.

Respectfully submitted,

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Date: March 11, 2008